

June 24, 2014

A regular meeting of the Council of the Town of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:00 p.m., June 24, 2014.

Members present: Mayor Robert T Wandrei; Councilman Robert D. Carson; Councilman Stacey L. Hailey; Councilman Steve C. Rush; Councilman C. G. Stanley, Jr.; and Councilman W. D. Tharp

Members absent: Vice Mayor James A. Vest

Staff present: Town Manager Charles P. Kolakowski; Town Attorney W. W. Berry, IV; and Clerk of the Council Teresa W. Hatcher

Mayor Wandrei opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

On motion by Councilman Rush, seconded by Councilman Hailey, voted upon and carried, the minutes of a regular Council meeting held on June 10, 2014, were approved as distributed.

The Town Manager expressed his appreciation for the sentiments passed along from the people of the town on the passing of his mother.

Town Manager Kolakowski said that the Bedford area also lost someone last week, Harry Schickling, who was probably one of the biggest supporters and advocates for the entire Bedford area.

Mr. Kolakowski reported on the following:

- the paving project for the Town has been completed – will be following up with painting the lines on the pavement shortly – there will be another contract issued for repair and upgrading of guard rails in the Town – the sidewalk rehabilitation program is continuing
- the Moose Lodge has requested a contribution from the Town towards the fireworks display

Mayor Wandrei added the following item to the agenda: Request for Contribution towards Fireworks Display – Bedford Moose Lodge.

The Town Manager reported that the Town is participating with the Virginia Department of Transportation in construction of improvements to US Route 460 near the Old Lynchburg-Salem Turnpike road on the north side of the state police headquarters near the Harmony Development in the western section of the Town. The construction requires certain temporary easements and rights of entry from the Commonwealth of Virginia, Department of State Police. Mr. Kolakowski said the Attorney General has prepared a deed entitled “Temporary Construction Easement and Right of Entry Agreement” conveying such rights in consideration of the sum of \$1,241.92 to be paid by the Town, and requested that the Town pass a resolution accepting such deed and easements. The Town Manager requested that Council adopt the Resolution accepting

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the deed from the Commonwealth of Virginia, Department of State Police, and authorizing the Town Manager to execute the Temporary Construction Easement and Right of Entry Agreement indicating the Town's acceptance of the rights to be conveyed therein.

On motion by Councilman Tharp, seconded by Councilman Carson, voted upon and carried by a roll call vote, Council adopted the resolution accepting the proposed deed. Roll call vote follows:

Councilman Carson	aye
Councilman Hailey	aye
Councilman Rush	aye
Councilman Stanley	aye
Councilman Tharp	aye
Vice Mayor Vest	absent
Mayor Wandrei	aye

The resolution follows as adopted:

**A RESOLUTION OF THE TOWN COUNCIL OF THE  
TOWN OF BEDFORD ACCEPTING A PROPOSED  
CONVEYANCE FROM THE COMMONWEALTH  
OF VIRGINIA, DEPARTMENT OF STATE POLICE,  
CONVEYING TO THE TOWN CERTAIN TEMPORARY  
CONSTRUCTION EASEMENTS AND RIGHTS  
OF ENTRY FOR HIGHWAY IMPROVEMENTS  
IN CONNECTION WITH CONSTRUCTION  
ON US ROUTE 460 WEST**

**WHEREAS**, the Town of Bedford, pursuant to two approved highway projects, is participating with the Virginia Department of Transportation in the construction of improvements to US Route 460 and access roads near the Harmony Development in the western section of the Town; and

**WHEREAS**, the Town, pursuant to one of the highway projects is constructing a new access to 460 in the location of the old Lynchburg-Salem Turnpike (Old Rout 10) on the north side of the state police headquarters; and

**WHEREAS**, the construction requires certain temporary easements and rights of entry from the Commonwealth of Virginia, Department of State Police, and the office of the Attorney General has prepared a deed from the Commonwealth of Virginia, Department of State Police to the Town of Bedford to convey such rights in consideration of the sum of \$1,241.92 to be paid by the Town to the Commonwealth of Virginia, Department of State Police; and

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**WHEREAS**, the Attorney General's office has requested the Town to pass a resolution accepting such easements;

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Bedford as follows:

1. The Town Council, pursuant to the provisions of Section 15.2-1803 of the Code of Virginia, 1950, as amended, accepts the conveyance by the Commonwealth of Virginia, Department of State Police, to the Town of easements and rights of entry in connection with the construction in the Old Turnpike Road as set forth in more detail in a proposed "Temporary Construction Easement and Right of Entry Agreement" dated June 24, 2014 (the "Agreement").

2. The Town Manager is authorized and directed to execute the Agreement on behalf of the Town of Bedford, indicating the Town's acceptance of the rights to be conveyed therein.

3. This Resolution shall go into effect immediately upon passage.

Mayor Wandrei stated the next item on the agenda was: Ordinance - Changing the Name of the Bedford Industrial Development Authority of the City of Bedford to the Bedford Economic Development Authority of the Town of Bedford.

On motion by Councilman Tharp, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adopted the Ordinance. Roll call vote follows:

Councilman Hailey	aye
Councilman Rush	aye
Councilman Stanley	aye
Councilman Tharp	aye
Vice Mayor Vest	absent
Councilman Carson	aye
Mayor Wandrei	aye

The ordinance follows as adopted:

**ORDINANCE NO. 14-11**

**AN ORDINANCE CHANGING THE NAME OF  
THE INDUSTRIAL DEVELOPMANT AUTHORITY  
OF THE CITY OF BEDFORD TO THE ECONOMIC  
DEVELOPMENT AUTHORITY OF THE TOWN OF BEDFORD**

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**WHEREAS**, the Industrial Development Authority of the City of Bedford was created pursuant to an ordinance passed by the City Council of the City of Bedford on November 10, 1970; and

**WHEREAS**, a Special Court appointed pursuant to Chapter 30 of Title 15.2 of the Code of Virginia, 1950, as amended, entered an order on December 18, 2012, which among other things, approved the reversion of the City of Bedford to Town status effective July 1, 2013; and

**WHEREAS**, the General Assembly at its 2013 session enacted legislation approving a Charter for the Town of Bedford effective on and after July 1, 2013 (2013 Acts of the Assembly, Chapter 628), which provided that all ordinances and officers of the former City shall continue in effect except as otherwise provided in the Charter and that the internal organization, including departments, commissions, boards and other administrative units of the Town functioning at the effective date of the Charter shall be continued unless otherwise provided by ordinance; and

**WHEREAS**, the City Council, pursuant to the provisions of Virginia Code Section 15.2-4903 chooses to rename the Authority, the Economic Development Authority of the Town of Bedford.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL, OF THE TOWN OF BEDFORD, VIRGINIA** as follows:

Section 1. The name of the Industrial Development Authority of the City of Bedford, Virginia, is changed to the Economic Development Authority of the Town of Bedford.

Section 2. This ordinance shall go into effect immediately, and the Town Attorney is directed to record a copy of the Ordinance among the deed records in the Circuit Court Clerk's office.

Mayor Wandrei stated the next item on the agenda was: Ordinance - Changing the Name of the City of Bedford Redevelopment and Housing Authority to the Town of Bedford Redevelopment and Housing Authority.

On motion by Councilman Tharp, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adopted the Ordinance. Roll call vote follows:

Councilman Rush	aye
Councilman Stanley	aye
Councilman Tharp	aye
Vice Mayor Vest	absent
Councilman Carson	aye

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Councilman Hailey  
Mayor Wandrei

aye  
aye

The ordinance follows as adopted:

**ORDINANCE NO. 14-11**

**AN ORDINANCE CHANGING THE NAME OF THE  
CITY OF BEDFORD REDEVELOPMENT AND  
HOUSING AUTHORITY TO TOWN OF BEDFORD  
REDEVELOPMENT AND HOUSING AUTHORITY**

**WHEREAS**, the City of Bedford Redevelopment and Housing Authority was created and activated pursuant to Virginia Code Section 36-4 and pursuant to an ordinance duly adopted by the City Council of the City of Bedford on October 3, 1970, after its activation was approved by a majority of the qualified voters in a referendum as provided by law indicating a need for an authority in the locality; and

**WHEREAS**, a Special Court appointed pursuant to Chapter 30 of Title 15.2 of the Code of Virginia, 1950, as amended, entered an order on December 18, 2012, which among other things, approved the reversion of the City of Bedford to Town status effective July 1, 2013; and

**WHEREAS**, the General Assembly at its 2013 session enacted legislation approving a Charter for the Town of Bedford effective on and after July 1, 2013 (2013 Acts of the Assembly, Chapter 628), which provided that all ordinances and officers of the former City shall continue in effect except as otherwise provided in the Charter and that the internal organization, including departments, commissions, boards and other administrative units of the Town functioning at the effective date of the Charter shall be continued unless otherwise provided by ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL, OF THE TOWN OF BEDFORD, VIRGINIA** as follows:

Section 1. The name of the City of Bedford Redevelopment and Housing Authority is changed to Town of Bedford Redevelopment and Housing Authority.

Section 2. This ordinance shall go into effect immediately, and the Town Attorney is directed to record a copy of the Ordinance among the deed records in the Circuit Court Clerk's office.

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Mayor Wandrei said a request had been made from the Bedford Moose Lodge for a contribution to the fireworks show that is being put on at the Moose Lodge on July 5.

Representatives of the Moose Lodge said the total cost for the fireworks is \$6,000 and \$2,900 is needed.

Discussion ensued regarding using the D-Day Memorial site for the fireworks.

Mr. Warner, Assistant Town Manager, said when the fireworks were previously held at the D-Day Memorial, the Public Works Department cleaned up the debris as an in-kind contribution.

Councilman Tharp moved that the Town contribute \$2,000; that the Moose Lodge consider holding the fireworks at the D-Day Memorial; and if that worked out have the Town Utility Department or Public Works Department clean up after as an in-kind contribution. The motion was seconded by Councilman Stanley, voted upon and carried by a roll call vote, as follows:

Councilman Stanley	aye
Councilman Tharp	aye
Vice Mayor Vest	absent
Councilman Carson	aye
Councilman Hailey	aye
Councilman Rush	aye
Mayor Wandrei	aye

Mayor Wandrei adjourned the meeting at 7:11 p.m.